



16-23 image

1652 5

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Ballinger, et al

EXAMINER: David J. Steadman

SERIAL NUMBER: 10/023,634

ART UNIT: 1652

FILING DATE: December 17, 2001

FOR: PROTEINS, POLYNUCLEOTIDES ENCODING THEM AND METHODS OF  
USING THE SAME

BOX IDS

Assistant Commissioner of Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present application are the following documents:

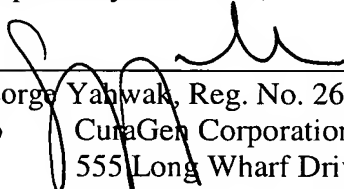
1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (2 pages) in duplicate;
3. No Copies of Cited references C1-C40 and;
4. Return Postcard

A fee of \$180.00 is due at this time. However, the Commissioner is authorized to charge any additional fees that may be due to Deposit Account No.502648, Reference No. Cura 521 (21402-221). A duplicate copy of this transmittal letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 203/974-6303, New Haven, Connecticut.

Respectfully submitted,

Date: October 22, 2003

  
George Yahwak, Reg. No. 26,824  
c/o CuraGen Corporation  
555 Long Wharf Drive  
New Haven, CT 06511  
Tel: (203) 974-6303  
Fax: (203) 401-3351



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): Ballinger, et al.

EXAMINER: David J. Steadman

SERIAL NUMBER: 10/385,802

ART UNIT: 1652

FILING DATE: March 11, 2003

FOR: PROTEINS, POLYNUCLEOTIDES ENCODING THEM AND  
METHODS OF USING THE SAME

**BOX IDS**

Assistant Commissioner of Patents  
Washington, D.C. 20231

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to the duty disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents attached modified Form PTO-1449.

This Supplemental Information Disclosure Statement is being filed following receipt of the examiners communication of September 23, 2003.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By Submitting this Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, or that more relevant information does not exist; and (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

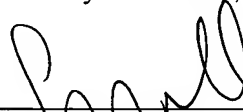
10/27/2003 HUUONG1 00000041 502648 10023634

01 FC:1806 180.00 DA

The order of presentation of the references should not be constructed as an indication of the importance of the references. The Examiner is urged to form his/her own conclusion regarding the relevance of the cited information.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 502648, Reference No. 21402-221 (Cura 521).

Respectfully submitted,



Date: October 22, 2003

---

George Yahwak, Reg. No. 26,824  
c/o CuraGen Corporation  
555 Long Wharf Drive  
New Haven, CT 06511  
Tel: (203) 974-6303  
Fax: (203) 401-3351

Express Mail No. EI#####US

Date of Deposit: \_\_\_\_\_

Page 1 of 2

Please type a plus sign (+) in this box



PTO/SB (12-97)

Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Modified Form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)	<b>Application Number</b>	10/023,634
	<b>Filing Date</b>	12/17/01
	<b>First Named Inventor</b>	Ballinger
	<b>Group Art Unit</b>	1652
	<b>Examiner Name</b>	David J. Steadman
	<b>Attorney Docket Number</b>	21402-221 (Cura 521)

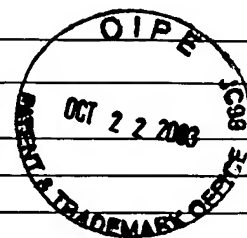
U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	A1						

FOREIGN PATENT DOCUMENTS							
Exam Initials	Cite No.	Foreign Patent Document Office Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes	Translation No	
	B1						

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C1	US20030036060
	C2	US20030064367
	C3	US20030064923
	C4	US20030036150
	C5	US20030036123
	C6	US20030036124
	C7	US20030044916
	C8	US20030044919
	C9	US20030040060
	C10	US20030027267
	C11	US20030027276
	C12	US20030040077
	C13	US20030044918
	C14	US20030044920
	C15	US20030044921
	C16	US20030044925
	C17	US20030032124
	C18	US20030032125
	C19	US20030032126
	C20	US20030032132
	C21	US20030027265
	C22	US20030032139
	C23	US20030040069

Date of Deposit: \_\_\_\_\_

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C24	US20030032133
	C25	US20030032136
	C26	US20030036120
	C27	US20030036122
	C28	US20030027270
	C29	US20030044924
	C30	US20030054470
	C31	US20030032138
	C32	US20030054467
	C33	US20030036121
	C34	US20030036118
	C35	US20030040076
	C36	US20030032135
	C37	US20030054468
	C38	US20030036161
	C39	US20030054475
	C40	US20030054471



\* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_\_\_\_, filed \_\_\_\_\_, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.